

**Amendments to the Specification:**

Please correct the title to read:

RECORDING AND REPLAYING APPARATUS, RECORDING AND REPLAYING METHOD,  
RECORDING AND ~~EPLAYING~~ REPLAYING SYSTEM, PROGRAM, AND RECORDING MEDIUM

After the title and before the first paragraph, please insert the following paragraph:

THIS APPLICATION IS A U.S. NATIONAL PHASE APPLICATION OF PCT INTERNATIONAL  
APPLICATION PCT/JP2004/008000.

Please replace line 22, at page 13, with the following rewritten line:

111    start-up ~~control part~~ controller

Please replace the paragraph, beginning at page 19, line 4, with the following rewritten paragraph:

Based on thus acquired disk identification information, the drive controller 123 searches the disk information list 200 (Step 301). When it is found as a result that the ID contained in the acquired disk identification information (information unique to the disk) is present within the ID list 212 (i.e., Yes at Step 302), the drive controller 123 transmits the recording and replaying conditions 222 described in the ID list 212 to the optical disk drive 110, and the optical disk drive 110 sets thus received recording and replaying conditions 222 in the recording and replaying condition storage buffer 112 (Step 304, Step 3001). As the setting of the conditions in the optical disk drive 110 completes (Step 309), the drive controller 123 instructs the recording and replaying condition adjuster 113 of the optical disk drive 110 and so that the optical disk drive 110 will perform adjustment processing (which will be hereinafter referred to as "partial adjustment 1" which is one example of first partial adjustment processing according to the present invention) using thus set received recording and replaying conditions 222 as reference parameters (Step 305). Instructed by the optical disk drive 110, the recording and replaying condition adjuster 113 executes the partial adjustment 1.

Please replace the paragraph, beginning at page 23, line 6, with the following rewritten paragraph:

When the optical disk drive 110 receives an instruction from the optical disk recorder 100 for acquisition of the disk identification information (Step 297), the start-up ~~control~~ part controller 111 identifies the optical disk 120 (Step 400) and sends thus acquired disk identification information to the optical disk recorder 100 (Step 300).

Please delete line 10, at page 41, as follows:

~~AVAILABILITY IN THE INDUSTRY~~